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**UNITED STATE DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

ROBERT BINKELE,

Plaintiff,

v.

ADAM J. AUSLOOS,

Defendant.

Case No: 2:19-cv-01079-APG-VCF

**JOINT STIPULATION TO DISMISS
WITHOUT PREJUDICE**

ORDER

Plaintiff ROBERT BINKELE (“Plaintiff”) and Defendant ADAM J. AUSLOOS, (“Defendant”), by and through their respective counsel, file this Joint Stipulation to dismiss the above captioned action without prejudice. On February 5, 2020, Defendant filed a Motion to Enforce Settlement Agreement (“Motion”, ECF No. 40). The Parties fully briefed the Motion and the Court set a hearing on the Motion for March 20, 2020 (“Hearing”, ECF. No. 46). During the Hearing, the Parties argued their respective positions concerning the Motion, wherein Magistrate

Judge Cam Ferenbach granted the Motion (*see* Order, ECF No. 53). The granting of the Motion requires that Plaintiff dismiss this action and that all actions between the Parties be resolved in binding arbitration before JAMS in Clark County, Nevada. The Parties have initiated the JAMS action, and have been waiting for the Court's order confirming Magistrate Judge Cam Ferenbach's granting of the Motion. Rather than waste time and judicial recourses, the Parties hereby agree and stipulate to dismiss this action without prejudice and to have this Court confirm Magistrate Judge Cam Ferenbach's granting of the Motion. (ECF No. 40). Moreover, the Parties reserve their rights to seek their attorneys' fees and costs incurred in this matter in the JAMS binding arbitration matter (JAMS Ref No. 1260005658).

IT IS SO STIPULATED.

Dated this 30th day of April, 2020.

**HOLLEY, DRIGGS, WALCH, FINE,
PUZEY, STEIN & THOMPSON**

/s/ Michael R. Ayers
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Dated this 30th day of April, 2020.

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IT IS SO ORDERED, this 30th day of April, 2020.


UNITED STATES DISTRICT JUDGE